

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

2006 AUG -9 A 9:51

Tony Fountain #152157

Plaintiff,

U.S. DISTRICT CLERK
MIDDLE DISTRICT OF ALABAMA

Case No: 2:06-CV-548-MHT

VS.

DR. PESSENT, et al,
Defendants.

MOTION FOR GOOD CAUSE AND/OR IN
THE ALTERNATIVE A MOTION FOR TIME
EXTENSION THAT WILL ALLOW THE PRISON
BUSINESS OFFICE TO CUT

CHECK

COMES now, Tony Fountain, by and through him-self hereby place The Court on notice of his attempt to comply with this court order on motion of August 2 2006. Plaintiff asserts the following facts in support of his motion for good cause and/or in the alternative a motion for enforcement of time for the business office (prison) to cut filing fee check to wit:

- 1) Plaintiff contends that on August 4th 2006, he submitted a request to

SCANNED 

the PRISON BUSINESS OFFICE REQUESTING
THAT THE SUM OF \$350.00 BE WITHDRAWN
FROM HIS P.M.O.D. ACCOUNT AND FORWARDED
TO THIS COURT. AND THAT HIS REQUEST WAS
SUBMITTED WITH A SELF ADDRESS STAMPED
ENVELOPE. (SEE ATTACHED EXHIBIT - 5) ALSO
ANOTHER MOTION FOR GOOD CAUSE WITH THE CASE
NUMBER STYLED ON IT.

2). PLAINTIFF CONTENDS HE DID ALL HE
COULD DO WHEN HE SUBMITTED EXHIBIT - 5
THE REQUEST SLIP ALONG WITH A STAMP ENVELOPE
AND MOTION GOOD CAUSE, TURNING HIS LEGAL
MAIL OVER TO THE PRISON AUTHORITY FOR MAIL-
ING HIS COURT ORDERED FILING FEE. HUSTON
V. LACK 101 L. ED. 2d. 245 THEREFORE IF THE
PRISON BUSINESS OFFICE DON'T CUT THIS CHECK
AND MAIL IT ON OR BEFORE AUGUST 10 2006,
SHOULD BE COUNTED AGAINST THE PLAINTIFF. BE-
CAUSE IT WOULDN'T BE NO FAULT OF PLAINTIFF
AND THE AUGUST 10 2006 DEADLINE SHOULDN'T
BE HELD AGAINST PLAINTIFF.

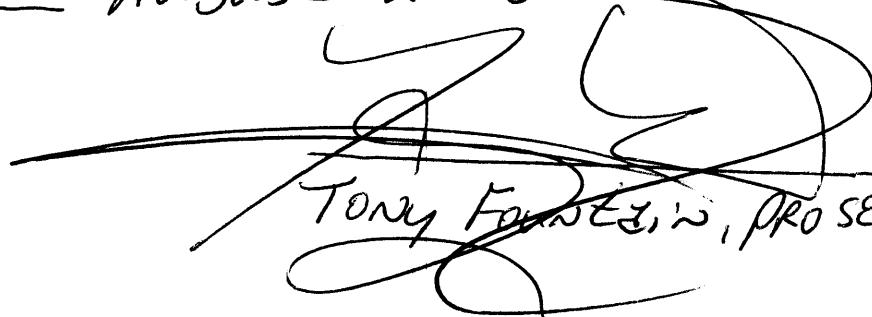
3). PLAINTIFF LIKES TO RECALL THE COURT REC-
-ENTION TO THE MISLEADING INFORMATION INCOR-
-PORATED IN THE PETITION.

dent of the source that submitted the Court Document number 5 (Doc. no. #5) on June 27 2006 concerning my P.M.O.D. account for the month of June 7 2005 saying I had an average daily balance of \$12,590.93. My point being that if that same source that try to misrepresent my P.M.O.D. account, who to say that source wouldn't try to deliberately miss the August 10 2006 deadline. Therefore, plaintiff ask the Court to extend the August 10 2006 deadline to at least August 20 2006, to ensure that source would not deliberately miss the deadline. Plaintiff stress the point that if the Court don't believe him the Court can order the Clerk to call the prison business office to enquire into whether or not plaintiff submitted such documents. It might also speed the cutting off the check for the filing fee up.

Wherefore, Plaintiff, prays that (1) his motion for Good Cause and/or in the alternative a motion for extension of time that would allow the Prison Business Office time to cut

the Filing Fee Check to Comply with the
Order of August 2 2006, be "Granted" as
Law and Justice Require.

Done on 7th August 2006


Tony Fawcett, PRO SE

CERTIFICATE OF SERVICE

I, hereby, certify, that I have served a
true and correct copy of the foregoing
as addressed: OFFICE OF THE ATTORNEY
General 11th South Union Street, Mont.
Al. 36130, by placing the same in the U.S.
Mail prepaid on this 7th day of August 2006.

Sincerely

